

# JOURNAL OF THE SENATE

Tuesday, April 21, 1970

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

## INTRODUCTION

By Senator Bell—

**SCR 732**—A concurrent resolution adopting the world wheelchair symbol as the state of Florida's physically handicapped symbol.

Was read the first time in full and referred to the Committee on Health, Welfare, and Institutions.

By Senator Bell—

**SB 733**—A bill to be entitled An act relating to disabled veterans license plates; amending subsection (2) of section 320.084, Florida Statutes, to provide for a design to be displayed on such license plates for disabled veterans; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senator Bell—

**SB 734**—A bill to be entitled An act relating to public property and buildings; handicapped persons; requiring that the internationally recognized handicapped symbol be displayed at the entrance of public buildings and facilities having provisions to accommodate handicapped persons; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare, and Institutions.

By Senators Hollahan, Johnson, Stone, Pope and Karl—

**SB 735**—A bill to be entitled An act relating to public fairs and expositions; amending sections 616.001, 616.01, 616.02, 616.051, 616.091, 616.121, 616.13, 616.15, and 616.23, Florida Statutes; providing definition of premium; increasing the value of assets; providing dissolution of charter; providing insurance, safety standards, inspection, permit and fees on carnival and amusement companies; providing unlawful acts and penalties; requiring additional information for fair permit and increasing fair permit fee; creating sections 616.092, 616.16 and 616.20, Florida Statutes, requiring personal injury liability insurance, providing for administration and authorizing rules and creating the agricultural and livestock fair council; providing an effective date.

Was read the first time by title and referred to the Committees on Agriculture and Governmental Organization.

By Senator Stolzenburg—

**SB 736**—A bill to be entitled An act relating the primary election of Broward County precinct committeemen and committeewomen; providing for the election of precinct committeemen and committeewomen in the second primary election; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Stolzenburg—

**SB 737**—A bill to be entitled An act relating to taxation; method of fixing millage; amending chapter 200, Florida Statutes, by adding sections 200.031, 200.041 and 200.051, to provide that the governing and budget-making authorities of counties, tax districts and other tax levying agencies shall decrease the millage required of such county or district in proportion to the increase of the general level of assessed valuation of property; authorizing a ten percent (10%) increase in millage; providing for further millage increases in emergencies subject to limitations and review by a county budget com-

mission or a county review commission; providing for verification of budgets and millage increases; authorizing the creation of a county review commission in certain counties and providing for performance of duties by the county officers constituting such review commission; specifying millages to be excluded from the reductions required by this act; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senators Johnson and Hollahan—

**SB 738**—A bill to be entitled An act relating to carnivals, amusement devices and amusement parks not operating in connection with agricultural fairs; providing for safeguards against personal injuries in the assembly, disassembly, and use of amusement devices and temporary structures to persons employed at or attending carnivals, fairs, and amusement parks; providing for inspection of amusement devices and liability insurance; providing penalties; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Judiciary.

By Senator Trask—

**SB 739**—A bill to be entitled An act relating to county engineers; amending section 336.03(2)(b), Florida Statutes, by providing that full time county engineers may be reimbursed the sum of twenty thousand dollars (\$20,000.00) annually; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Transportation.

By Senators Hollahan, Johnson and Karl—

**SB 740**—A bill to be entitled An act relating to agricultural fairs; providing an appropriation; amending sections 616.21 and 616.22, Florida Statutes, to provide an appropriation for the construction of agricultural and livestock exhibition buildings and to require matching funds from fair associations; providing effective date.

Was read the first time by title and referred to the Committees on Agriculture and Ways and Means.

By Senators Gunter and Weissenborn—

**SB 741**—A bill to be entitled An act relating to a study commission on a unicameral legislature; creating the Florida study commission on a unicameral legislature; providing the membership, duties, powers, and functions of the commission; providing for a commission report; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Judiciary.

By Senators Gunter, Plante, Ducker, Hollahan, Fincher, de la Parte, Knopke and Trask—

**SB 742**—A bill to be entitled An act relating to tax on sales, use and other transactions; amending Chapter 212, Florida Statutes, by adding section 212.23; providing for the imposition, rate and payment of a privilege tax called a civic improvement tax on persons exercising the privilege of engaging in the business of rentals of certain rooms, including those in trailers and mobile homes, and on persons exercising the privilege of engaging in the business of selling at retail certain food, beverages and alcoholic beverages; providing procedure and authority for counties and municipalities to impose and implement the civic improvement tax by ordinance; providing for the charging of said tax to designated persons, including purchasers, consumers and lessees; providing for collection of said tax by the Department of Revenue and the deposit of said tax into a trust fund in the state treasury; imposing certain duties imposed by Chapter 212, Florida Statutes, upon persons

charging said rent or retail sales price; providing for the keeping of collection records by the Department of Revenue; providing for distribution of the tax funds collected, less a service charge, by warrants drawn by the comptroller, to the municipalities and counties due same in the amounts due same; providing definitions, exemptions, prohibitions, enforcement methods, including liens on property of lessees, and penalties; providing that the civic improvement tax is in addition to all other taxes, fees and charges; providing legislative findings and intent as to reasonableness and justness of classifications; providing for disposition by county and municipality of funds derived from the civic improvement tax, including expenditure for enumerated county or municipal uses deemed to be valid county or municipal purposes; providing broad powers to counties and municipalities to contract with and cooperate with various other governmental units, including authorities, and private persons, or combinations thereof, including the power to turn over tax revenues to an authority for its administration and use; providing power to pledge tax revenues as security for and payment of revenue bonds of the counties or municipalities or an authority or combination thereof; providing that in the event this act or a portion thereof is held unconstitutional, the pledge of tax revenues as security for and payment of revenue bonds shall not be affected; providing for location of projects and expenditures of revenues; providing for relationship to other law, including Chapters 212 and 561, sections 212.21, 212.22, 215.20, 561.36, 713.68 and 713.69, Florida Statutes, and including a severability clause; and providing an effective date.

Was read the first time by title and referred to the Committee on Ways and Means.

By Senators Broxson, de la Parte and Saunders—

**SB 743**—A bill to be entitled An act relating to the division of beverage of the department of business regulation; amending section 16 (8) of Chapter 69-106, Laws of Florida, providing that no licenses shall be issued until the board of business regulation approves of the issuance of said licenses at any meeting of said board; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Governmental Organization.

By Senator Broxson—

**SB 744**—A bill to be entitled An act relating to education; amending paragraph (c) of subsection (1) of Section 231.40, Florida Statutes; defining normal retirement for terminal pay purposes; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Broxson—

**SB 745**—A bill to be entitled An act relating to school finance and taxation; amending Section 236.25, Florida Statutes, to permit school boards to levy a district school tax not in excess of ten (10) mills and such additional millage as may be authorized by vote of the freeholders; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Broxson—

**SB 746**—A bill to be entitled An act relating to school plant; amending section 235.26, Florida Statutes, by adding subsection (5) to provide that in the construction and alteration of school buildings, district school boards are not subject to local ordinances imposing minimum construction standards; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Governmental Organization.

By Senator Broxson—

**SB 747**—A bill to be entitled An act relating to education; amending paragraph (c) of subsection (9) of Section 230.23, Florida Statutes, to provide for the maintenance and upkeep of school plants in accordance with regulations of the state board; amending paragraph (h) of subsection (10) of Section 230.23,

Florida Statutes, providing for bonding of employees; amending the introductory paragraph and paragraph (c) of subsection (11) of Section 230.33, Florida Statutes, to provide for school plant surveys in accordance with regulations of the state board; amending chapter 235, Florida Statutes, by adding thereto Section 235.07, Florida Statutes, to require the state board of education to prescribe recommended standards for insurance and bonding; amending Section 237.31, Florida Statutes, to authorize the state board of education to prescribe the amount of bond for school officials or employees not provided for by law; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Weissenborn—

**SB 748**—A bill to be entitled An act relating to the department of health and rehabilitative services; providing an appropriation for aid to aged, blind and disabled public assistance recipients; prohibiting transfers of appropriation out of appropriations provided; providing an effective date.

Was read the first time by title and referred to the Committees on Health, Welfare, and Institutions and Ways and Means.

By Senator Weissenborn—

**SB 749**—A bill to be entitled An act relating to workmen's compensation, amending paragraph 440.02(1)(c), Florida Statutes, providing for the coverage of agricultural labor; providing an effective date.

Was read the first time by title and referred to the Committees on Agriculture and Judiciary.

By Senators Saylor, Deeb, Johnson, Poston, Bell, Hollahan, Henderson, Bafalis and Stone—

**SM 750**—A memorial requesting that the Congress of the United States and the proper federal agencies enact legislation and adopt rules and regulations establishing means for prevention and control of incidents involving deadly weapons aboard aircraft.

Was read the first time in full and referred to the Committee on Transportation.

By Senators Saylor, Deeb, Johnson, Poston, Hollahan, Henderson, Bafalis and Stone—

**SB 751**—A bill to be entitled An act relating to offenses concerning aircraft; amending chapter 860, Florida Statutes, by adding sections 860.131, 860.132, 860.133, 860.134 and 860.135; prohibiting aircraft piracy; prohibiting interference with aircraft crew or attendants; prohibiting certain other crimes aboard aircraft; prohibiting deadly weapons aboard aircraft; providing exceptions; providing definitions; authorizing search of passengers and baggage; providing that deadly weapon detection systems, devices or procedures be installed in each airport providing commercial air passenger transportation; providing authority for commercial air passenger carriers to refuse transportation; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Judiciary.

By Senator Wilson—

**SB 752**—A bill to be entitled An act relating to drivers' licenses, implied consent to chemical tests; amending section 322.261(1) (a),(d),(f),(g),(h),(i),(j), and (2)(b), Florida Statutes, and adding new paragraph (1)(g) thereto; removing provision that chemical tests are consented to in connection with only those violations committed while under the influence of alcoholic beverages; providing that if a court determines a suspension of driving privileges should not be sustained or if the court acquits the driver that person's driving privileges shall be reinstated; providing that a chemical test may be made of the driver's blood; providing that burden of proof lies with the state; providing for appeals from court suspending driving privileges; providing that the driver shall be advised of possible additional chemical tests he may have; providing that medical facilities for administering chemical tests may be set up at any municipal or county jail; amending section 322.262(2)(a),(e) and (4), Florida Statutes; providing that a chemical test shall not preclude the introduction of additional evidence; prohib-

iting the introduction of other evidence when a chemical test is not conducted; providing that a municipal judge shall be considered a committing magistrate for a violation of section 317.201, Florida Statutes, or other such law or municipal ordinance; providing that any case arising under that section shall be bound over by the municipal judge to an appropriate state or county court when the defendant demands a jury trial; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary.

By Senator Horne—

**SB 753**—A bill to be entitled An act relating to universities amending section 239.58, Florida statutes, authorizing the board of regents to employ campus security personnel; providing for such officers to be commissioned as peace officers; providing an effective date.

Was read the first time by title and referred to the Committee on Education.

By Senator Sayler—

**SCR 754**—A concurrent resolution designating Interstate Highway 95 from Miami to the Georgia state line as the Dwight David Eisenhower Memorial Highway.

Was read the first time in full and referred to the Committee on Transportation.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 17, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Ward—

**HB 3487**—A bill to be entitled An act relating to the theft or unauthorized use of automobiles; increasing the penalties therefor; repealing section 811.20, Florida Statutes, relating to larceny of automobiles; amending section 811.21(1), Florida Statutes, relating to the unauthorized use of vehicles and animals; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 3487**, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 17, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Insurance—

**CS for HB 403**—A bill to be entitled An act relating to the insurance code, administrative and general provisions; amending section 624.0223, subsection (6), Florida Statutes, adding subsection (7) establishing a presumption as to the validity of signatures affixed to annual statements and other reports; providing a penalty for the unauthorized use of another's signature; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**CS for HB 403**, contained in the above message, was read the first time by title and referred to the Committee on Insurance.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Smith—

**HB 782**—A bill to be entitled An act relating to public school finance, bond election; amending Section 236.42, Florida Statutes; authorizing a second election following an adverse election after six (6) months elapsed time; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 782**, contained in the above message, was read the first time by title and referred to the Committee on Education.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Chapman—

**HB 844**—A bill to be entitled An act relating to circuit judges; amending section 26.15, Florida Statutes, to provide that after beginning a tenure in office no more than two judges shall reside in the same county; providing an effective date.

By the Committee on Conservation—

**HB 1967**—A bill to be entitled An act relating to game and fresh water fish; repealing section 372.023(1)(b), Florida Statutes, authorizing the game and fresh water fish commission to lease portions of the J. W. Corbett wildlife management area; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 844**, contained in the above message, was read the first time by title and referred to the Committees on Rules and Calendar and Judiciary.

**HB 1967**, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 17, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Reed and others—

**HB 1514**—A bill to be entitled An act relating to courses of study in the state public school systems; amending Chapter 233, Florida Statutes, by adding section 233.066, providing that certain studies prohibited in said public schools, providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 1514**, contained in the above message, was read the first time by title and referred to the Committees on Education and Judiciary.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 17, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Stevens—

**HB 887**—A bill to be entitled An act relating to budgetary funds of the Boards of County Commissioners; authorizing the Board of County Commissioners to consolidate any or all of its separate funds into a general fund; providing that millage shall not be affected by such consolidation; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 887, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Finance & Taxation—

**CS for HB 1269**—A bill to be entitled An act relating to game and fresh water fish; amending section 372.57(4)(a), Florida Statutes, exempting certain state residents from obtaining fishing licenses when fishing with poles for noncommercial purposes; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 1269, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Senate recessed at 8:41 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—45:

Mr. President	Deeb	Knopke	Slade
Askew	de la Parte	Lane	Stolzenburg
Bafalis	Ducker	Myers	Stone
Barron	Fincher	Ott	Thomas
Barrow	Gong	Plante	Trask
Beaufort	Gunter	Pope	Weber
Bell	Haverfield	Poston	Weissenborn
Bishop	Henderson	Reuter	Williams
Boyd	Hollahan	Saunders	Wilson
Broxson	Horne	Sayler	
Chiles	Johnson	Scarborough	
Daniel	Karl	Shevin	

Excused: Senator Young.

Prayer by Senator Deeb:

Father, we come to you this morning with open minds and hearts, without prejudice and without fear to face the task before us as we see it. We are mindful that you have given us this day and this place in which to serve all people of Florida, and when we ask your guidance in this service, we pray, also, for the patience to be still and listen. We trust, therefore, that this day will record our best effort for our fellow man.

In thy name we pray. Amen.

The Senate pledged allegiance to the flag of the United States of America pursuant to Senate Rule 4.3.

The Journal of April 20 was corrected and approved as follows:

Page 164, counting from the bottom of column 2, line 6, strike "election" and insert electric

The Journal of April 17 was corrected and approved.

The Journal of April 16 was corrected and approved as follows:

Page 143, counting from the bottom of column 1, line 26, after "action" insert against

Page 148, column 2, line 32, strike "CS for"

Page 157, column 1, following line 12 insert the following: Which was referred to the Committee on Natural Resources and Conservation.

The Journal of April 7 was further corrected and approved as follows:

Page 52, counting from the bottom of column 1, line 11, strike "403.041" and insert 403.051 (5)

On motion by Senator Friday, the Senate proceeded to the consideration of—

#### EXECUTIVE BUSINESS

By direction of the President, the Secretary read the following Report—

*Senator John E. Mathews*  
*President, The Florida Senate*  
*The Capitol*

April 16, 1970

*Mr. President:*

This report is for the information of the Senate concerning the Executive Order of Suspension directed to Mr. Ralph E. Cunningham, Jr., State Attorney, 16th Judicial Circuit.

It has been brought to the attention of the Select Committee on Executive Suspensions that an Executive Order dated April 15, 1970, has been entered by the Governor withdrawing the Order of Suspension and reinstating Mr. Cunningham.

In view of the above, no Senate action is necessary.

*Respectfully submitted,*  
**FREDERICK B. KARL**  
*Chairman, Select Committee*  
*on Executive Suspensions*

On motion by Senator Karl, the Report of the Committee was adopted.

On motion by Senator Karl, the rules were waived and the Senate took up in open session the following Report:

*Senator John E. Mathews*  
*President, The Florida Senate*  
*The Capitol*

April 17, 1970

*Dear Mr. President:*

Your Select Committee on Executive Suspensions to which was referred for consideration the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Moring P. Clark Plant City	Member, Civil Service Board, Hillsborough County	September 3, 1973
Neil M. Grant Tampa	Member, Civil Service Board, Hillsborough County	December 27, 1973

—after full inquiry hereby tender as the recommendation of this Committee that the Senate advise and consent to the aforesaid appointments made by the Governor.

*Respectfully submitted,*  
**FREDERICK B. KARL**, Chairman  
**ROBERT M. HAVERFIELD**  
**WARREN HENDERSON**  
**KENNETH PLANTE**

JERRY THOMAS  
J. H. WILLIAMS

HAROLD S. WILSON

On motions by Senator Karl, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—36 Nays—None

Mr. President	Chiles	Horne	Reuter
Askew	Daniel	Johnson	Saunders
Bafalis	Deeb	Karl	Sayler
Barron	de la Parte	Knopke	Stolzenburg
Barrow	Ducker	Lane	Thomas
Beaufort	Gunter	Myers	Trask
Bell	Haverfield	Plante	Weber
Boyd	Henderson	Pope	Williams
Broxson	Hollahan	Poston	Wilson

On motion by Senator Knopke, the rules were waived and the Senate took up in open Session the following Report:

Senator John E. Mathews, Jr.  
President, The Florida Senate  
The Capitol

April 17, 1970

Dear Mr. President:

Your standing committee on Natural Resources and Conservation to which was referred for consideration the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Carl H. Holm Miami Beach	Member, Commission on Marine Sciences and Technology	September 22, 1973
Fred P. Henning Key West	Harbor Master, Port of Key West, Monroe County	February 8, 1972
Nortney P. Cox St. Petersburg	Member, Board of Pilot Commissioners for the Port of St. Petersburg, Pinellas County, State of Florida Department of Professional and Occupational Regulation	January 12, 1973

—after full inquiry hereby tender as the recommendation of this Committee that the Senate advise and consent to the aforesaid appointments made by the Governor.

Respectfully submitted,  
RAY C. KNOPKE, Chairman  
W. E. BISHOP  
JOHN L. DUCKER  
WARREN S. HENDERSON  
RALPH R. POSTON

ELMER O. FRIDAY, JR.  
Vice-Chairman  
CHARLES H. WEBER  
LEE WEISSENBORN  
J. H. WILLIAMS

On motions by Senator Knopke, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—35 Nays—None

Mr. President	Chiles	Johnson	Saunders
Askew	Deeb	Karl	Sayler
Bafalis	de la Parte	Knopke	Stolzenburg
Barron	Ducker	Lane	Thomas
Barrow	Gunter	Myers	Trask
Beaufort	Haverfield	Plante	Weber
Bell	Henderson	Pope	Williams
Boyd	Hollahan	Poston	Wilson
Broxson	Horne	Reuter	

On motion by Senator Barrow, the rules were waived and the Senate took up in open Session the following Report:

Senator John E. Mathews, Jr.  
President of the Florida Senate  
The Capitol

April 17, 1970

Dear Mr. President:

Your Standing Committee on Commerce and Licensed Businesses to which was referred for consideration the following appointment subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
John W. Cashin Tallahassee	Secretary of Professional and Occupational Regulation, Department of Professional and Occupational Regulation, succeeding Harold W. Stayman, resigned.	During the pleasure of the Governor

—having met, and after full inquiry, hereby tender as the recommendation of this Committee that the Senate advise and consent to the aforesaid appointment made by the Governor.

Respectfully submitted,

WILLIAM DEAN BARROW, Chairman Committee on Commerce and Licensed Businesses C. W. BEAUFORT WARREN S. HENDERSON MALLORY E. HORNE FREDERICK B. KARL	RALPH R. POSTON BOB SAUNDERS DAN SCARBOROUGH JERRY THOMAS CHARLES H. WEBER
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On motions by Senator Barrow, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to the appointment by the Governor of John W. Cashin, as contained and set forth in the foregoing Report. The vote was: Yeas—34 Nays—None

Mr. President	Daniel	Karl	Sayler
Askew	Deeb	Knopke	Stolzenburg
Bafalis	Ducker	Lane	Thomas
Barron	Fincher	Myers	Trask
Barrow	Gunter	Plante	Weber
Beaufort	Haverfield	Pope	Williams
Bell	Henderson	Poston	Wilson
Boyd	Hollahan	Reuter	
Broxson	Horne	Saunders	

By direction of the President, the Secretary read the following—

#### MESSAGES FROM THE GOVERNOR

Honorable John E. Mathews  
President of the Senate  
The Capitol

April 16, 1970

Dear Mr. President:

It is my pleasure to inform the Senate of the following reappointments to the Board of Pilot Commissioners for the Port of Port Saint Joe, Gulf County, State of Florida Department of Professional and Occupational Regulation and respectfully request confirmation thereof:

Joseph P. Hendrix Port Saint Joe, Florida	Blakely Thomason Port Saint Joe, Florida
Robert R. Freeman Port Saint Joe, Florida	Robert E. Nedley Port Saint Joe, Florida
Fred Maddox Port Saint Joe, Florida	

The term ending date on the above reappointments is December 6, 1971.

Sincerely,  
CLAUDE R. KIRK, JR.  
Governor

Which were referred to the Committee on Natural Resources and Conservation.

Honorable John E. Mathews  
President of the Senate  
The Capitol  
Tallahassee, Florida

April 16, 1970

Dear Mr. President:

It is my pleasure to inform the Senate of the following appointment and respectfully request confirmation thereof:

Commander J. B. Krestensen, Saint Augustine, Florida, to the Port of Saint Augustine, Saint Johns County as Harbor Master. Term ending date is March 6, 1972. This is a reappointment.

Sincerely,  
CLAUDE R. KIRK, JR.  
Governor

Which was referred to the Committee on Natural Resources and Conservation.

#### REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends the following amendment to Rule 2.8:

Add new paragraph at the end thereof to read:

The introducer of a bill shall attend the meeting of a standing subcommittee (or standing committee if the bill being considered received no subcommittee reference) before which such bill is noticed as provided in these rules. Such introducer may discharge this duty by sending another legislator, his aide or committee staff member, or any other representative possessed of written permission to speak for the bill in his behalf. When a bill is reached on the committee agenda, the introducer of which is not present or represented as herein provided, the chairman shall temporarily pass such measure after ascertaining whether interested citizens responsive to the notice of such meeting would like to be heard prior to the temporarily passing thereof. A bill, once passed as provided, shall be noticed the second time with a parenthetical indicator reflecting "second notice". Such a bill having been noticed for a second time, shall be considered by the committee notwithstanding the introducer's failure to appear.

On motion by Senator Friday, the foregoing report was adopted.

The Committee on Constitutional Amendments and Revision recommends the following pass:

SJR 19	SJR 292 with 1 amendment
SJR 557	HJR 59 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass:

SB 371 with 1 amendment	SB 414 with 1 amendment
SB 432 with 1 amendment	SB 580 with 2 amendments
SB 564 with 1 amendment	

The Committee on Commerce and Licensed Businesses recommends the following pass: Senate Bills 431 and 441.

The Committee on Education recommends the following pass:

SB 29 with 2 amendments	SB 347
SB 320 with 1 amendment	

The Committee on Governmental Organization recommends the following pass:

SB 495	SB 305 with 1 amendment
SB 497 with 1 amendment	

The Committee on Health, Welfare, and Institutions recommends the following pass: SB 312.

The Committee on Insurance recommends the following pass: Senate Bills 552 and 583, HB 401.

The Committee on Rules and Calendar recommends the following pass: SB 11 with 1 amendment.

The Committee on Transportation recommends the following pass: SB 355 with 2 amendments.

The Committee on Ways and Means recommends the following pass:

SB 63	SB 235
SB 111	SB 314 with 1 amendment
SB 155	SB 413

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Commerce and Licensed Businesses recommends the following pass:

SB 157 with 5 amendments	SB 411	SB 416
SB 158 with 4 amendments	SB 412	SB 467

The Committee on Constitutional Amendments and Revision recommends the following pass: SJR 359 with 1 amendment.

The Committee on Health, Welfare, and Institutions recommends the following pass:

SB 152 with 2 amendments	SB 374
SB 328 with 2 amendments	SB 504 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass:

SB 378 with 4 amendments	SB 518 with 2 amendments
SB 302 with 1 amendment	SB 588 with 1 amendment
SB 300 with 3 amendments	SB 618 with 1 amendment

The Committee on Transportation recommends the following pass: SB 478 with 2 amendments.

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Natural Resources and Conservation recommends the following pass: SB 451 with 1 amendment, SB 579.

The Committee on Commerce and Licensed Businesses recommends the following pass: SB 430.

The Committee on Education recommends the following pass:

SB 129 with 5 amendments	SB 423 with 1 amendment
SB 395 with 3 amendments	

The Committee on Rules and Calendar recommends the following pass: SB 353.

The Committee on Transportation recommends the following pass: SB 380, SB 536 with 1 amendment, SB 392, SB 593.

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Education recommends the following pass: SB 494.

The bill was referred to the Committee on Governmental Organization under the original reference.

The Committee on Governmental Organization recommends the following pass: SB 498, SB 211 with 1 amendment.

The bills were referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Commerce and Licensed Businesses recommends a Committee Substitute for the following: SB 242.

The Committee on Health, Welfare, and Institutions recommends Committee Substitutes for the following: SB 84, SB 311 with 2 amendments.

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Health, Welfare, and Institutions recommends a Committee Substitute for the following: SB 132.

The bill with Committee Substitute attached was referred to the Committee on Judiciary under the original reference.

The Committee on Ways and Means recommends a Committee Substitute for the following: SB 70.

The Committee on Commerce and Licensed Businesses recommends a Committee Substitute for the following: SB 326

The Committee on Governmental Organization recommends a Committee Substitute for the following: SB 104

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the Calendar.

The Committee on Commerce and Licensed Businesses recommends the following not pass: Senate Bills 67, 337, 462

The Committee on Education recommends the following not pass: SJR 79, Senate Bills 102, 130, 356

The Committee on Governmental Organization recommends the following not pass: Senate Bills 56, 57, 74, 107, 142, 549

The Committee on Insurance recommends the following not pass: SB 385

The standing Committee on Health, Welfare, and Institutions advises that the following bills were reported unfavorably by the subcommittee designated, and that the committee, having taken no action to remove from the table, hereby reports same unfavorably: Senate Bills 103, 125, 313, 340, 352, 396

The Committee on Transportation recommends the following not pass: Senate Bills 485, 150, 369, 440

The bills contained in the foregoing reports were laid on the table.

#### BILLS REFERRED TO SUBCOMMITTEES

Senate Bills 509, 510, 602 and 613 withdrawn from Jurisprudence Subcommittee

Senate Bills 516, 525, 526, 527 and 528 withdrawn from Health and Welfare Subcommittee

Universities and Colleges: Senate Bills 708 and 753 (7 days to report to the Committee on Education)

Licensed Businesses: Senate Bills 727, 738 and 743 (12 days to report to the Committee on Commerce and Licensed Businesses) SB 207 re-referred to Licensed Businesses Subcommittee

Financial Institutions and Consumer Protection: Senate Bills 351 and 710 (12 days to report to the Committee on Commerce and Licensed Businesses)

Public Schools: Senate Bills 717, 744, 745, 746, 747, House Bills 782 and 1514 (7 days to report to the Committee on Education)

Jurisprudence: SB 752 (7 days to report to the Committee on Judiciary)

Local Government: Senate Bills 101, 105, 106, 124, 159, 208, 393, 398, 449, 146, 563, 615, 461, 539, 658, 684, 687, 691, 704, 725 and SJR 304 (10 days to report to the Committee on Governmental Organization)

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 10 with 1 amendment	SB 202 with 1 amendment
SB 47 with 1 amendment	SB 255 with 1 amendment
SB 161 with 1 amendment	SB 288 with 1 amendment
SB 163 with 3 amendments	SB 436 with 2 amendments
SB 184 with 1 amendment	

—reports that the Senate amendments have been incorporated and the bills are returned herewith.

*EDWIN G. FRASER*  
Secretary of the Senate

The bills were certified to the House.

Your Engrossing Clerk to whom was referred—

SB 34 with 1 amendment

—reports that the Senate amendment has been incorporated and the bill is returned herewith.

*EDWIN G. FRASER*  
Secretary of the Senate

The bill was immediately certified to the House.

Your Engrossing Clerk to whom was referred—

SB 167 with 2 amendments      SB 169 with 1 amendment

—reports that the House amendments have been incorporated and the bills are returned herewith.

*EDWIN G. FRASER*  
Secretary of the Senate

The bills were ordered enrolled.

#### ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

SB 167      SB 169

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on April 20, 1970.

*EDWIN G. FRASER*  
Secretary of the Senate

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hollahan, by two-thirds vote, SB 211 was withdrawn from the Committee on Natural Resources and Conservation and referred to the Committee on Judiciary.

On motion by Senator Barrow, the rules were waived and the Committee on Commerce and Licensed Businesses was granted an additional 12 days for the consideration of Senate Bills 22, 42, 72, 83, 91, 207, 240, 283, 307, 308, 309, 351, 354, 364, 370, 376, 387, 388, 408, 428, 454, 491, 514, 524, 546, 567, 568, 576, 584, 603, 606, 607, 608, 609, 610, 612, 589, HB 850 and CS for HB 562.

On motion by Senator de la Parte, the rules were waived and the Committee on Health, Welfare, and Institutions was granted an additional 14 days for the consideration of Senate Bills 16, 66, 123, 156, 172, 196, 215, 246, 261, 268, 368, 407, 418, 420, 471, 492 and 501.



On motion by Senator Chiles, by two-thirds vote, SB 569 was withdrawn from the Committee on Ways and Means.

On motions by Senator Hollahan, by two-thirds vote, Senate Bills 541, 544, and HB 363 were withdrawn from the Committee on Governmental Organization.

On motion by Senator Boyd, the rules were waived and the Committee on Education was granted an additional 10 days for the consideration of Senate Bills 397, 404, 555, 570 and HB 399.

On motion by Senator Pope, the rules were waived and the Committee on Transportation was granted an additional 10 days for the consideration of Senate Bills 143, 236, 310, 489, 508, 114, 348, 350, 357, 475, and 581.

On motion by Senator Barron, the rules were waived and the Committee on Insurance was granted an additional 10 days for the consideration of Senate Bills 14, 221, 415, 332 and 342.

On motion by Senator Sayler, by two-thirds vote, SB 342 was withdrawn from the Committee on Insurance and from the Senate.

On motion by Senator Hollahan, by two-thirds vote, SB 248 was withdrawn from the Committee on Governmental Organization and placed on the Local Calendar.

Unanimous consent was granted Senator Pope to take up out of order—

**SB 248**—A bill to be entitled An act relating to the St. Augustine Port, Waterway and Beach District; amending sections 4, 5, 7, 9, and 14 of chapter 18879, Laws of Florida, 1937; providing for election to the commission; providing for the issuance of bonds; providing for the membership of the commission; providing an effective date.

—which was read the second time by title. On motion by Senator Pope, the rules were waived and SB 248 was read the third time by title, passed and certified to the House. The vote was: Yeas—45 Nays—None

Mr. President	Deeb	Knopke	Slade
Askew	de la Parte	Lane	Stolzenburg
Bafalis	Ducker	Myers	Stone
Barron	Fincher	Ott	Thomas
Barrow	Gong	Plante	Trask
Beaufort	Gunter	Pope	Weber
Bell	Haverfield	Poston	Weissenborn
Bishop	Henderson	Reuter	Williams
Boyd	Hollahan	Saunders	Wilson
Broxson	Horne	Sayler	
Chiles	Johnson	Scarborough	
Daniel	Karl	Shevin	

On motion by Senator Wilson, by two-thirds vote, SB 153 was withdrawn from the Committee on Rules and Calendar and from the Senate.

On motions by Senator Gong, by two-thirds vote, Senate Bills 162 and 164 were withdrawn from the Committee on Judiciary and from the Senate.

On motion by Senator Gong, the rules were waived and the Committee on Ethics was granted an additional 10 days for the consideration of SB 27.

On motion by Senator Stolzenburg, by two-thirds vote, SB 464 was withdrawn from the Committee on Transportation and from the Senate.

On motion by Senator Knopke, the rules were waived and the Committee on Natural Resources and Conservation was granted an additional 10 days for the consideration of Senate Bills 145, 151, 251, 253, 254, 271, 322, 329, 372, 373, 383, 433, 434, 435, 437, 443, 445, 450, 458, 459, 460, 465, 470, 481, 197, 507, 515, 519, 521, 522 and 523.

On motion by Senator Horne, the rules were waived and the Committee on Rules and Calendar was granted an additional 10 days for the consideration of HB 1160 and SB 100.

On motion by Senator Horne, the rules were waived and the Committee on Judiciary was granted an additional 10 days for

the consideration of Senate Bills 8, 20, 21, 39, 160, 82, 170, 176, 177, 185, 198, 209, 228, 231, 280, 282, 333, 360, 361, 362, 367, 375, 417, 419, 424, 429, 455, 463, 469, 472, 473, 474, 486, 487, 505, 509, 510, 532, 533; SCR 212 and HCR 3715.

Senator Barron announced that the Committee on Insurance would not consider SB 332 at a scheduled meeting on April 22.

On motions by Senator Myers, by two-thirds vote, Senate Bills 298 and 303 were withdrawn from the Committee on Natural Resources and Conservation and from the Senate.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

April 17, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 306.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

The bill, contained in the above message, was ordered enrolled.

#### SECOND READING

Consideration of SR 630 was deferred, the bill retaining its place on the Calendar.

Unanimous consent was granted Senator Stone to take up out of order—

**SM 188**—Whereas, farming interests throughout the nation are continuing to receive severely damaging competition from growers of fruit and vegetables in Mexico; and

Whereas periodic dumping of huge quantities of Mexican and other foreign fruits and vegetables temporarily depresses United States markets to the point where American growers and farmers will be forced out of business; and

Whereas preserving our domestic agriculture is a vital necessity in order to provide for greatly increasing American future population and for times of national emergency; and

Whereas it is in the interest of the American housewife to be assured a predictable and continuing supply of American grown high quality produce; and

Whereas, it is the intention of the Florida Legislature to urge actions by the United States Congress and Department of Agriculture to limit imports which are harmful to the American farmer; Now therefore,

*Be It Resolved by the Legislature of the State of Florida:*

That we do hereby petition the members of the Congress of the United States to legislate, and the United States Department of Agriculture to provide new and stronger marketing orders designed to protect American farmers from unfair competition resulting from the importing of Mexican and other foreign fruit and vegetables.

Be it further resolved that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—which was read the second time in full. On motion by Senator Stone, SM 188 was adopted and certified to the House. The vote was: Yeas—46 Nays—None

Mr. President	Barron	Bell	Broxson
Askew	Barrow	Bishop	Chiles
Bafalis	Beaufort	Boyd	Daniel



Deeb	Hollahan	Pope	Stone
de la Parte	Horne	Poston	Thomas
Ducker	Johnson	Reuter	Trask
Fincher	Karl	Saunders	Weber
Friday	Knopke	Saylor	Weissenborn
Gong	Lane	Scarborough	Williams
Gunter	Myers	Shevin	Wilson
Haverfield	Ott	Slade	
Henderson	Plante	Stolzenburg	

Consideration of SCR 726 was deferred, the bill retaining its place on the Calendar.

**SB 148**—A bill to be entitled An act relating to municipal elections; amending section 99.161(11), Florida Statutes, making campaign contribution reporting applicable to candidates for municipal offices; providing an effective date.

Was taken up and read the second time by title.

Senator Johnson offered the following amendment which was adopted:

In Section 1, line 12-17, page 1, strike all of Section 1 and insert the following: Section 1. Subsection (11) of section 99.161, Florida Statutes, is amended to read:

(Substantial rewording of subsection, see present subsection (11) section 99.161, Florida Statutes for present text)

99.161 Contributions; expenditures, etc.—

(11) Candidates for municipal office to file with officer before whom the candidate qualified.—

Each candidate for municipal office or his campaign treasurer shall file the information required by the section with the officer before whom said candidate qualified.

Senator Scarborough offered the following amendment which failed:

In Section 1, line 17, page 1, add new sub-section and renumber remaining.

This act shall not apply to cities having a consolidated form of government unless approved by resolution by the governing body.

Senator Johnson offered the following amendment which was adopted:

In title, line 6-9, page 1, strike everything after the comma and insert the following: providing that municipal candidates or their campaign treasurers shall file their contributions, expenditures, etc. with the officer before whom said candidate qualified; providing an effective date.

On motion by Senator Johnson, the rules were waived and SB 148 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	de la Parte	Karl	Saylor
Askew	Ducker	Knopke	Scarborough
Bafalis	Fincher	Lane	Shevin
Barrow	Gong	Myers	Slade
Beaufort	Gunter	Ott	Stone
Bell	Haverfield	Plante	Thomas
Boyd	Henderson	Pope	Trask
Chiles	Hollahan	Poston	Weissenborn
Daniel	Horne	Reuter	
Deeb	Johnson	Saunders	

Nays—2

Williams                  Wilson

Consideration of SB 60 was deferred, the bill retaining its place on the Calendar.

**SB 479**—A bill to be entitled An act relating to the protection of marine turtles; amending section 370.12(1), Florida Statutes, to make certain acts with relation to sea turtles unlawful; providing for studies of green turtles and nesting preserves to be made by the department of natural resources; prohibiting importation or sale of products made

from certain turtles; prohibiting sale or trade of all young sea turtles; providing an effective date.

Was taken up, having been read the second time on April 16 and retained on second reading.

Senators Broxson and Pope offered the following amendment which was adopted on motion by Senator Broxson:

In Section 1, line 14, page 2, strike the period and insert the following: ; provided, however, that the department of natural resources may issue a permit to any licensed or publicly owned zoo, or exhibitor of marine life to capture such turtles for purposes of exhibition.

Senator Thomas offered the following amendment which was adopted:

In Section (1) (a), line 28, page 1, strike: "one hundred dollars (\$100) or by imprisonment not exceeding sixty (60) days," and insert the following: six hundred dollars (\$600) or by imprisonment not exceeding one (1) year.

Senators Broxson and Pope offered the following amendment which was adopted on motion by Senator Pope:

In Title, line 14, page 1, after the semi colon; insert: providing exceptions;

On motion by Senator Thomas, the rules were waived and SB 479 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	Chiles	Karl	Shevin
Askew	Deeb	Knopke	Slade
Bafalis	Ducker	Lane	Thomas
Barron	Fincher	Myers	Trask
Barrow	Gong	Ott	Weber
Beaufort	Gunter	Plante	Weissenborn
Bell	Haverfield	Pope	Williams
Bishop	Henderson	Poston	Wilson
Boyd	Hollahan	Reuter	
Broxson	Johnson	Scarborough	

Nays—2

Daniel                  Saunders

**SB 121**—A bill to be entitled An act relating to renewal of drivers' licenses; amending section 322.221(1) and (2), Florida Statutes; providing for reexamination at discretion of the department of highway safety and motor vehicles; providing for production of medical reports; providing an effective date.

Was taken up and read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

In Section 1, line 20, page 1, strike "at the time of his renewal for a license or" and following the words "licensed, may" in Section 1, line 20, page 1 insert the following: at any time

On motion by Senator Poston, the rules were waived and SB 121 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—40

Mr. President	Daniel	Johnson	Scarborough
Askew	Deeb	Karl	Shevin
Bafalis	Ducker	Knopke	Slade
Barron	Fincher	Lane	Stone
Barrow	Gong	Myers	Thomas
Beaufort	Gunter	Ott	Trask
Bell	Haverfield	Plante	Weber
Bishop	Henderson	Pope	Weissenborn
Broxson	Hollahan	Poston	Williams
Chiles	Horne	Reuter	Wilson

Nays—1

Boyd

**SB 476**—A bill to be entitled An act relating to insurance; amending section 627.351(3), Florida Statutes, authorizing the insurance commissioner after public hearing to require all authorized property insurers to provide fire and extended coverage insurance in appropriate forms or share in apportionment plan adopted by commissioner; providing an effective date.

Was taken up and read the second time by title.

The Committee on Insurance offered the following amendment which was adopted on motion by Senator Pope:

In Section 1, line 6, page 2, following the words "participate therein," insert the following: on such coverage, agent's remuneration shall be that amount of money payable to him by the terms of his contract with the company with which the business is placed; except that no commission will be paid on that portion of the premium which is in excess of that company's standard premium.

On motion by Senator Pope, the rules were waived and SB 476 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—37

Mr. President	Deeb	Lane	Slade
Bafalis	Ducker	Myers	Stone
Barron	Gunter	Ott	Thomas
Barrow	Haverfield	Plante	Trask
Beaufort	Henderson	Pope	Weber
Bell	Hollahan	Poston	Williams
Bishop	Horne	Reuter	Wilson
Broxson	Johnson	Saunders	
Chiles	Karl	Scarborough	
Daniel	Knopke	Shevin	

Nays—1

Weissenborn

**SB 89**—A bill to be entitled An act relating to public school teachers, certification; repealing section 231.17 (1)(f), Florida Statutes, relating to a recommendation from the institution of higher learning from which the applicant was graduated; providing an effective date.

Was taken up and read the second time by title.

The Committee on Education offered the following amendment which was adopted on motion by Senator Ducker:

In Section 1, on page 1, line 13, strike: Paragraph (f) and insert the following: Paragraph (e)

On motion by Senator Ducker, the rules were waived and SB 89 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Knopke	Stolzenburg
Bafalis	Fincher	Lane	Stone
Barron	Gong	Myers	Thomas
Beaufort	Gunter	Ott	Trask
Bell	Haverfield	Plante	Weber
Bishop	Henderson	Poston	Weissenborn
Broxson	Hollahan	Saunders	Williams
Chiles	Horne	Scarborough	
Daniel	Johnson	Shevin	
Deeb	Karl	Slade	

**SB 90**—A bill to be entitled An act relating to the school code; amending section 230.23(4)(h), the introductory paragraph and paragraph (h) of subsection (6) of section 230.33, Florida Statutes, providing that vocational training in public schools commence at middle school or junior high school level; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Ducker, the rules were waived and SB 90 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Bell	Deeb	Henderson
Askew	Bishop	Ducker	Hollahan
Bafalis	Broxson	Gong	Horne
Barron	Chiles	Gunter	Johnson
Beaufort	Daniel	Haverfield	Karl

Knopke	Pope	Shevin	Trask
Lane	Poston	Slade	Weber
Myers	Reuter	Stolzenburg	Weissenborn
Ott	Saunders	Stone	Williams
Plante	Saylor	Thomas	Wilson

**SB 345**—A bill to be entitled An act relating to schools, certification to teach in public school system; amending section 231.17(1)(g), Florida Statutes; providing for the eligibility of handicapped persons unless a condition of mind or body interferes with teaching capability; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and SB 345 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Ducker	Lane	Slade
Bafalis	Fincher	Myers	Stolzenburg
Barrow	Friday	Ott	Stone
Beaufort	Gong	Plante	Thomas
Bell	Gunter	Pope	Trask
Bishop	Haverfield	Poston	Weber
Broxson	Hollahan	Reuter	Weissenborn
Chiles	Johnson	Saunders	Williams
Daniel	Karl	Saylor	Wilson
Deeb	Knopke	Shevin	

**SB 401**—A bill to be entitled An act relating to citrus; amending section 601.981, Florida Statutes, to authorize the department of citrus to issue permits during each shipping season permitting citrus fruit grown in Florida to be exported when the maturity standards thereof are within a tolerance not exceeding ten percent (10%) of the standards established by law; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Gunter, the rules were waived and SB 401 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Deeb	Lane	Stone
Askew	Fincher	Myers	Thomas
Bafalis	Friday	Ott	Trask
Barrow	Gong	Plante	Weber
Beaufort	Gunter	Reuter	Weissenborn
Bell	Haverfield	Saunders	Williams
Bishop	Hollahan	Saylor	Wilson
Broxson	Johnson	Shevin	
Chiles	Karl	Slade	
Daniel	Knopke	Stolzenburg	

**SB 403**—A bill to be entitled An act relating to citrus; amending section 601.9916, Florida Statutes, to allow packing of nutritively sweetened frozen concentrated orange juice subject to regulations to be established by the department of citrus and upon the issuance of a permit annually; authorizing the suspension or revocation of a permit; providing an effective date.

Was taken up and read the second time by title.

The Committee on Agriculture offered the following amendment which was adopted on motion by Senator Gunter:

In Section 1, lines 29 and 1, pages 1 and 2, strike: ", invert sugar, dextrose corn syrup, dried corn syrup, glucose syrup, and dried glucose syrup"

On motion by Senator Gunter, the rules were waived and SB 403 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—37

Mr. President	Deeb	Knopke	Stolzenburg
Askew	de la Parte	Myers	Stone
Bafalis	Fincher	Ott	Thomas
Barron	Friday	Plante	Trask
Barrow	Gunter	Poston	Weber
Beaufort	Haverfield	Reuter	Weissenborn
Bishop	Hollahan	Saunders	Williams
Broxson	Horne	Saylor	
Chiles	Johnson	Shevin	
Daniel	Karl	Slade	

Nays—5

Bell	Henderson	Pope	Wilson
Ducker			

**SB 540**—A bill to be entitled An act relating to the plant industry; amending section 581.031 (14), Florida Statutes, to authorize the sale of propagated superior strains of plants and the sale of fruit incidental thereto; providing effective date.

Was taken up and read the second time by title. On motion by Senator Saunders, the rules were waived and SB 540 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Deeb	Horne	Sayler
Bafalis	de la Parte	Johnson	Shevin
Barron	Ducker	Karl	Slade
Barrow	Fincher	Knopke	Stolzenburg
Beaufort	Friday	Ott	Stone
Bell	Gong	Plante	Thomas
Bishop	Gunter	Pope	Weber
Broxson	Haverfield	Poston	Weissenborn
Chiles	Henderson	Reuter	Williams
Daniel	Hollahan	Saunders	Wilson

**SB 542**—A bill to be entitled An act repealing section 865.03, Florida Statutes, relating to cottony cushion scale, a plant pest; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Saunders, the rules were waived and SB 542 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Ducker	Knopke	Sayler
Askew	Fincher	Lane	Shevin
Bafalis	Friday	Myers	Slade
Barron	Gunter	Ott	Stolzenburg
Barrow	Haverfield	Plante	Stone
Broxson	Henderson	Pope	Thomas
Chiles	Hollahan	Poston	Weber
Daniel	Johnson	Reuter	Weissenborn
de la Parte	Karl	Saunders	Williams

Nays—4

Bell	Bishop	Trask	Wilson
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**SB 543**—A bill to be entitled An act relating to the plant industry amending section 581.131, Florida Statutes; providing that it is unlawful to deal as a plant nurseryman without certificate of inspection issued by the plant industry division of the department of agriculture and consumer services; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Saunders, the rules were waived and SB 543 was read the third time by title.

Consideration of SB 543 was deferred, the bill retaining its place on the Calendar.

On motion by Senator Askew, the rules were waived and the Senate reverted to—

#### SENATE RESOLUTIONS ON SECOND READING

On motion by Senator Askew, the President appointed Senators Askew, Saunders and Broxson as a committee to escort Miss Susan Holloway, Florida's First Lady of Youth for 1970 to the rostrum. Miss Holloway addressed the Senate briefly.

**SCR 726**—A concurrent resolution commending Susan Holloway and recognizing her scholastic achievement, poise, appearance and outstanding ability in being selected as Florida's First Lady of Youth for 1970.

WHEREAS, this young lady is active in her home community of Gainesville, Alachua County, Florida, and

WHEREAS, with her poise, appearance, scholastic achievement and outstanding ability she will make an ideal representative for the youth of the state of Florida, and

WHEREAS, her personal characteristics are an inspiration to other young people of this state, and

WHEREAS, this young lady represented Gainesville as Gainesville's Junior Miss in the Florida Junior Miss pageant, and

WHEREAS, Susan Holloway was selected by the Florida Jaycees as Florida's representative in the America's Junior Miss Pageant in Mobile, Alabama in May of 1970, and through her exceptional achievements reflected great credit upon herself and the State of Florida; NOW THEREFORE

*Be It Resolved by the Senate, the House of Representatives concurring:*

That the elected representatives of the citizenry of the State recognize Susan Holloway as an outstanding Floridian and commend her for attaining the title of Florida's Junior Miss and by this resolution manifest their appreciation for her continuing and outstanding contribution of charm, talent and beauty during her reign as Florida's First Lady of Youth.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Miss Holloway and that a copy be spread upon the pages of the Journal of the Senate.

Was taken up and read the second time in full. On motion by Senator Askew, SCR 726 was adopted and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Daniel	Knopke	Slade
Askew	Deeb	Lane	Stolzenburg
Bafalis	de la Parte	Myers	Stone
Barron	Ducker	Ott	Thomas
Barrow	Gong	Plante	Trask
Beaufort	Gunter	Pope	Weber
Bell	Haverfield	Poston	Weissenborn
Bishop	Henderson	Reuter	Williams
Boyd	Hollahan	Saunders	Wilson
Broxson	Horne	Sayler	
Chiles	Karl	Shevin	

**SB 363**—A bill to be entitled An act relating to bail bonds; amending Section 903.02, Florida Statutes, providing for procedure where application for a bond is denied by the court; defining the word "court" to apply uniformly throughout Chapter 903, Florida Statutes and providing an effective date.

Was taken up and read the second time by title. On motion by Senator Ott, the rules were waived and SB 363 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Lane	Stolzenburg
Bafalis	Fincher	Ott	Stone
Barron	Gong	Plante	Thomas
Beaufort	Gunter	Pope	Trask
Bell	Henderson	Poston	Weissenborn
Bishop	Hollahan	Reuter	Williams
Boyd	Horne	Saunders	Wilson
Broxson	Johnson	Sayler	
Daniel	Karl	Scarborough	
Deeb	Knopke	Shevin	

Consideration of SB 358 was deferred, the bill retaining its place on the Calendar.

**SB 244**—A bill to be entitled An act relating to state officers and employees; prohibiting the solicitation of funds by any state officer or employee from any person who has or seeks business relations with the department of transportation; providing an exception for charitable purposes; providing penalties; providing an effective date.

Was taken up and read the second time by title.

Senators Sayler and Deeb offered the following amendment which was moved by Senator Deeb:

In Section 1, line 17, page 1, strike "department of transportation" and insert the following: Departments of transportation, Insurance, Education, Agriculture and Consumer Relations, Commerce, Business Regulation, Banking and Health & Rehabilitative Services.

Senator Friday offered the following amendment to the amendment which was adopted:

Add at end, nor shall any candidate for office

The vote was:

Yeas—26

Mr. President	Ducker	Karl	Stone
Bafalis	Fincher	Lane	Thomas
Beaufort	Friday	Myers	Weissenborn
Bell	Henderson	Ott	Williams
Bishop	Hollahan	Plante	Wilson
Deeb	Horne	Poston	
de la Parte	Johnson	Shevin	

Nays—9

Askew	Daniel	Sayler	Stolzenburg
Barron	Pope	Scarborough	Weber
Broxson			

Senator Thomas offered the following substitute amendment which was adopted:

In Section 1, line 15, page 1, insert the following: with the department of transportation or having the power of appointment relating thereto

Senator Deeb offered and moved the following amendment:

In Section 1, line 14, page 1, strike entire section and insert the following: No person who is or would be regulated by an officer or candidate for office shall make directly or indirectly, a contribution of any nature to such officer or candidate for nomination for an election to political office in state.

It shall be unlawful for any person, firm, corporation, trust, or business entity to contribute to or on behalf of any candidate or officer who heads or will head a department or who appoints or will appoint the secretary of a department which the contributor does business with or for. This paragraph shall not apply to contributors who by the nature of their business must submit bids for all work or supplies furnished the state or any department thereof.

Senator Pope raised a point of order that the amendment was not germane to the bill which restricts the solicitation of donations and the amendment would more properly apply to the election laws. The President appointed a select committee consisting of Senators Friday, Henderson and Horne to study the general subject of an amendment as it relates to the main subject of a bill and requested them to report their findings to the Senate at the Thursday session, at which time he would rule on the point.

On motion by Senator Stone, the rules were waived and further consideration of SB 244 as amended, with pending amendment, was deferred.

Senator Thomas presiding.

**SB 358**—A bill to be entitled An act relating to weapons and firearms; amending section 790.161, Florida Statutes, as amended by chapter 69-306, Laws of Florida, providing penalty for the throwing, placing or discharging of any destructive device when such action results in personal injury but not the death of any person; providing an effective date.

Was taken up and read the second time by title.

Senator Broxson offered the following amendment which was adopted:

In Section 1, lines 4-6, page 2, strike everything after the comma and insert the following: or for such term of years as may be determined by the court.

On motion by Senator Shevin, the rules were waived and SB 358 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—38 Nays—None

Askew	de la Parte	Karl	Stolzenburg
Barron	Ducker	Knopke	Stone
Beaufort	Fincher	Lane	Thomas
Bell	Friday	Myers	Trask
Bishop	Gong	Ott	Weber
Boyd	Gunter	Plante	Weissenborn
Broxson	Haverfield	Poston	Williams
Chiles	Hollahan	Saunders	Wilson
Daniel	Horne	Sayler	
Deeb	Johnson	Shevin	

**SB 115**—A bill to be entitled An act relating to eminent domain proceedings; amending section 74.051(3), Florida Statutes, requiring clerks of the circuit courts to invest in interest-earning accounts certain deposits into the court registries; providing an effective date.

Was taken up and read the second time by title.

The Committee on Judiciary offered the following amendment which was moved by Senator Horne:

In Section 1, line 29, page 1, strike "to the petitioner" and insert the following: pro rata from the date the order of taking becomes effective to the recipients thereof.

The President presiding.

Consideration of SB 115 with pending amendment was deferred.

The President announced that on April 24 time of adjournment would be 2 p.m.

#### CO-INTRODUCERS

By permission, Senator Shevin was recorded as a co-introducer of Senate Bills 132 and 162.

By permission, Senator Stone was recorded as co-introducer of Senate Bills 196, 261, 311 and 313.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:02 p.m. to reconvene at 8:30 a.m., April 22, 1970.